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Attention: Commissioner for Patents, Alexandria, VA 22313-1450

on:
July 12, 2007

/Timothy W. Lohse/
Timothy W. Lohse

Patent No. : 5,809,246
Appl. No. : 08/819,497
Applicant : Robert Goldman
Filed : March 17, 1997
Docket No. : 341821-991100
Customer No. : 26379

Title: Digital Audio System for Radio Systems

REQUEST FOR CORRECTION OF ERROR IN ENTITY STATUS
PURSUANT TO 37 CFR § 1.28(c)

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

It has come to the attention of Applicant and his attorney that the entity status of the above-identified patent should have been changed from small entity to large entity on about September 1999. Applicant is therefore paying the deficiency for all small entity fees paid between 1999 and the present as set forth above. The small entity status for the patent application (which matured into the above-identified patent) was established in good faith and the small entity fees were paid in good faith. However, when the small entity status changed, the US Patent office, due to an error, was not properly notified of the loss of entitlement to small entity status and small entity fees were improperly paid.

Pursuant to 37 CFR 1.28(c)(1) and (c)(2), the submission and itemization requirements to correct the entity status and pay the deficiency are met as set forth below and the deficiency payment requirements under 37 CFR 1.28(c)(2) have been met. Therefore, the error in notification

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of loss of small entity status should be excused and the entity status of this patent changed to large entity.

Pursuant to 37 CFR 1.28(c)(1), this request contains the deficiency payment only for the above-identified patent.

Pursuant to 37 CFR 1.28(c)(2), the following fees were paid incorrectly as small entity and the following deficiency payments are now submitted herewith:

Fee Paid as Small Entity	Current Large Entity Fee	Deficiency Due
3.5 MF - \$440 paid 9/6/2002	\$900	\$460
3.5 MF Surcharge - \$65 paid 9/6/2002	\$130	\$65
7.5 MF - \$1150 paid 3/14/2006	\$2300	\$1150
TOTAL DEFICIENCY PAYMENT DUE		\$1675

The Commissioner is authorized to charge the deficiency due and any other fees and credit any overpayment of fees to Deposit Account No. 07-1896.

Respectfully submitted,

DLA PIPER US LLP

Dated: July 12, 2007

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